

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

PETER MANENICA,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner of
the Social Security Administration,

Defendant.

CASE NO. 12-cv-05131 JRC

ORDER ON STIPULATED MOTION
FOR EQUAL ACCESS TO JUSTICE
ACT FEES AND EXPENSES

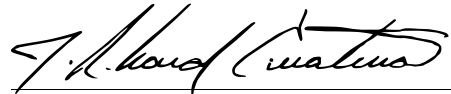
This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local Magistrate Judge Rule MJR 13 (*see also* Notice of Initial Assignment to a U.S. Magistrate Judge and Consent Form, ECF No. 6; Consent to Proceed Before a United States Magistrate Judge, ECF No. 8). This matter is before the Court on plaintiff's Stipulated Motion for Equal Access to Justice Act Fees and Expenses (*see* ECF No. 26).

Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (hereinafter "EAJA"), the Stipulation of the parties (*see* ECF No. 26), and attorney Declaration and time and expense itemizations (ECF No. 27, attachments 1, 2), it is hereby ORDERED that EAJA attorney's fees

1 of \$4,064.86 and expenses in the amount of \$17.85, shall be awarded to plaintiff pursuant to the
2 EAJA and consistent with *Astrue v. Ratliff*, 130 S.Ct. 2521, 2524, 2010 U.S. LEXIS 4763 at
3 ***6-***7 (2010).

4 If it is determined that plaintiff's EAJA fees are not subject to any offset allowed
5 pursuant to the Department of the Treasury's Offset Program, then the check for EAJA fees shall
6 be made payable to Jeanette Laffoon, Esq., Maddox & Laffoon, P.S., based on plaintiff's
7 assignment of these amounts to plaintiff's attorney (*see* Plaintiff's Declaration Regarding Net
8 Worth and Payment of EAJA Fees, ECF No. 10). The same procedure applies for any remainder
9 following any offset. Any check for EAJA fees shall be mailed to plaintiff's counsel, Jeanette
10 Laffoon, Esq., at Maddox & Laffoon, P.S., 410-A South Capitol Way, Olympia, WA 98501.

11 Dated this 17th day of January, 2013.

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14 J. Richard Creatura
United States Magistrate Judge
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